

ANTHONY G. CLARKE¹

V.

OBAMA, et al.

Respondents.

No. 3:09-0944

Judge Echols

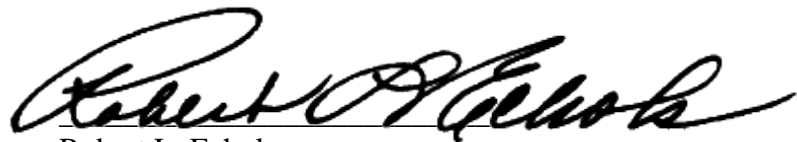
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produce documents” and to further restrain the respondents “from the use and concealment and destruction” of other documents (Docket Entry No. 1 at pg. 1).

Venue for this type of action is proper in the judicial district where either any respondent resides or where a substantial part of the events giving rise to this action occurred. 28 U.S.C. § 1391(b). The petitioner is complaining about events that occurred in or around Denver, Colorado. The petitioner does not reside in this judicial district. The petitioner did not transact any business with the respondents in this judicial district. Thus, the instant action has nothing to do with this judicial district and venue is not proper here.

When a case has been filed laying venue in the wrong judicial district, the Court is obliged to “dismiss, or if it be in the interest of justice, transfer such case” to the proper judicial district. 28 U.S.C. § 1406(a). In this instance, justice would not best be served by transferring the Petition for Temporary Restraining Order to another judicial district. Accordingly, this action is DISMISSED for improper venue.

It is so ORDERED

A handwritten signature in black ink, appearing to read "Robert L. Echols", written over a horizontal line.

Robert L. Echols
United States District Judge